IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

WP(C).No. 18584 of 2007(K)

PETITIONER:

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1. ABDUL REHIM, S/O.UMMAKOLSU,
   CHAMRAVATTOM P.O., TIRUR TALUK, MALAPPURAM.

2. NOUSHAD.P., S/O.SAITHALAVI,
   PALLIYAL H, CHAMRAVOTTOM P.O., TIRUR,
   MALAPPURAM.

3. ANVAR, S/O.MOIDEEN KUTTY,
   NAKKIYAMKUNNATH HOUSE, CHAMRAVATTOM P.O.,
   TIRUR, MALAPPURAM.

4. KUNNATH SHIHABUBHEEN, S/O. ALI,
   KUNNATH HOUSE, CHAMRAVATTOM P.O, TIRUR,
   MALAPPURAM.

5. NOUSHAD, S/O.HANEEFA, KUNNATH HOUSE,
   CHAMRAVATTOM P.O., TIRUR, MALAPPURAM.

6. ABDUL JALEEL, S/O. MOHAMMED,
   CHALIPARAMBIL HOUSE, MUTTANOOR P.O.,
   TIRUR, MALAPPURAM.

BY ADV. SRI.C.V.MANUVILSAN
SRI.P.K.KHALEEMUDHEEN
SRI.G.SUDHEER (THURAVOOR)
SRI.P.C.ANIL KUMAR

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
   MALAPPURAM DIST.

2. THE DIRECTOR GENERAL OF POLICE,
   THIRUVANANTHAPURAM.

3. THE SUB INSPECTOR OF POLICE,
   TIRUR POLICE STATION, MALAPPURAM.

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 18584 OF 2007

DATED THIS THE 25th DAY OF JUNE, 2007

JUDGMENT

The petitioners' vehicles bearing registration Nos.KL 55A 931, KL 55A 749, KL 55A 2278, KL 55A 2257, KL 55A 1315 and KL 55A 807 have been seized on allegations of transportation of river sand illegally. The petitioners submit that although the same were seized on 29.5.07, 3.6.07, 8.6.07 and 10.6.07, the 1st respondent has neither passed final orders in the matter nor orders granting interim custody of the vehicles. Therefore, the petitioners seek direction to the 1st respondent to give interim custody of the vehicles to the petitioners.

2. I have heard the learned Government pleader also. In the facts and circumstances of the case, there would be a direction to the 1st respondent to release the above vehicles on the petitioners depositing an amount of Rs.25,000/- each in respect of each vehicle and producing proof of ownership of the vehicles. This is subject to the further condition that the petitioners shall not alienate or otherwise part with possession of the vehicle till final orders are passed by the 1st respondent in the matter.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

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